Government and Elections

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HB 2008/SB 1352 (Chapter 36): ASRS; employer; member; contributions

Requires the Arizona State Retirement System (ASRS), if requested, to provide the employer with an employer credit against future contributions if more than the correct amount of employer or member contributions is paid into ASRS through a mistake of fact or law. Outlines further requirements related to excess contributions.

Effective: September 29, 2021

Click here for bill history.

HB 2009 (Chapter 90): budget units; encumbrance documents; exception

Exempts administrative adjustments from encumbrance document requirements.

Effective: September 29, 2021

Click here for bill history.

HB 2026 (Chapter 71 E): nuclear emergency management; appropriations; assessments

An emergency measure that outlines specific appropriations and assessments from the Nuclear Emergency Management Fund in FYs 2022 and 2023.

Effective: March 23, 2021 Click here for bill history.

HB 2028/SB 1216 (Chapter 8): treasurer; investment of trust funds

Removes current statute relating to permanent endowment funds that are managed by the State Treasurer, rather than other treasurers in the state.

Effective: September 29, 2021

Click here for bill history.

HB 2029 (Chapter 334): NOW: commerce; masks; barbering; cosmetology; licensing

Consolidates the Board of Barbers and Board of Cosmetology into the Board of Barbering and Cosmetology. Authorizes a school to teach both barbering and cosmetology, reduces instructional hours and modifies examination requirements. Amends <u>Laws 2021, Chapter 201, Section 1</u> to state that a business in Arizona is not required to enforce a state, county or municipal mask mandate on its patrons, rather than on its premises.

Effective: January 1, 2022, except for the amendments to <u>Laws 2021, Chapter 201, Section 1</u> which become effective on the general effective date, September 29, 2021.

Click here for bill history.

HB 2054 (Chapter 49): voter registration database; death records

Requires, rather than allows, the Secretary of State to compare the death records with the statewide voter registration database.

Effective: September 29, 2021

Click <u>here</u> for bill history.

HB 2058 (Chapter 187 E): NOW: library; historic names; establishment

An emergency measure that establishes the: 1) Board of Library Examiners; 2) Arizona State Library, Archives and Public Records; 3) Arizona Uniform Laws Commission; 4) Arizona Historical Records Advisory Board; and 5) State Board on Geographic and Historic Names. Specifies the membership, funds and responsibilities of these various entities.

Effective: April 7, 2021 Click here for bill history.

HB 2059/SB 1136 (Chapter 23): retirement systems; benefit computation; return-to-work

Changes the age a member of the Elected Official's Retirement Plan, Public Safety Personnel Retirement System or Corrections Officer Retirement Plan can begin receiving benefit payments from 71.5 years of age to 72 years of age and modifies the definition of *average monthly benefit compensation*.

Effective: September 29, 2021

Click here for bill history.

HB 2111 (Chapter 182): 2nd amendment; unenforceable federal laws

Prohibits the state of Arizona from using personnel or financial resources to enforce any United States government law that is inconsistent with any law of this state regarding the regulation of firearms.

Effective: September 29, 2021

Click here for bill history.

HB 2177 (Chapter 130): state personnel board; hearings

Requires a complaint related to a personnel action be made to the State Personnel Board (Board) within 10 working days of the effective date of the action taken against an employee. Requires the Board to hear a covered employee's appeal within 60 days, rather than 30 days.

Effective: September 29, 2021

Click here for bill history.

HB 2181 (Chapter 318): write-ins; residency; filing deadline

Requires a write-in election candidate to be a qualified elector and resident of the designated area they want to represent for 120 days before the election. Authorizes tallying of early ballots to begin immediately after the envelope and completed affidavit are processed and delivered to the early election board.

Effective: September 29, 2021

Click here for bill history.

HB 2265 (Chapter 183): rulemaking; expedited process; rule expiration

Allows an agency to file a notice of intent for the expiration of a rule with the Governor's Regulatory Review Council and outlines procedural requirements.

Effective: September 29, 2021

HB 2307 (Chapter 305): voting equipment; overvote notice

Requires a notice to be placed at, or near the voting equipment advising that the vote for a specific office or measure will not be tallied if there is a ballot irregularity.

Effective: September 29, 2021

Click here for bill history.

HB 2308 (Chapter 319): recall petitions and elections; revisions

Makes numerous modifications to statute relating to recall petitions, circulators and elections. Outlines requirements for registered circulators of recall petitions and withdrawal of signatures from such petitions. Prescribes recall petition signature fraud and the removal of sheets and ineligible signatures from such petitions.

Effective: September 29, 2021

Click <u>here</u> for bill history.

HB 2359 (Chapter 293): election equipment; access; locks

Requires any electronic pollbook or voting machine where there can be physical or electronic access to be secured in a manner to prevent any unauthorized access.

Effective: September 29, 2021

Click <u>here</u> for bill history.

HB 2362 (Chapter 420): elections; ballot privacy folders

Allows a qualified elector to be given a ballot privacy folder in addition to their ballot.

Effective: September 29, 2021

Click here for bill history.

HB 2363 (Chapter 438): municipal election officers; certification training

Authorizes a city or town to train its own election employees if their training program is approved by the Secretary of State.

Effective: September 29, 2021

Click here for bill history.

HB 2364 (Chapter 184): election pamphlet submittals; identification required

Requires a sworn statement to be submitted with arguments for or against bond and school district override elections. Directs the names of individuals or entities that submit written arguments to be included in the publicity or informational pamphlet. Maintains that any submitted argument that does not comply with these rules may not be included in the pamphlet.

Effective: September 29, 2021

Click <u>here</u> for bill history.

HB 2381/SB 1214 (Chapter 34): PSPRS; CORP; local boards; consolidation

Allows a local board from the Public Safety Personnel Retirement System and Corrections Officer Retirement Plan to enter into an intergovernmental agreement with other local boards for consolidation and outlines the duties of such local boards.

Effective: January 1, 2022 Click here for bill history.

HB 2400 (Chapter 162): municipal ordinances; posting

Modifies posting requirements for municipal ordinances that impose a penalty, fine, forfeiture or other punishments by removing the requirement that the city or town post the ordinance in three or more public places. Requires the city or town to post the ordinance at city or town hall or in one public place, on the city or town's website and any additional public notice as is reasonable and practicable.

Effective: September 29, 2021

Click <u>here</u> for bill history.

HB 2442 (Chapter 113): county treasurers; reports; posting; website

Directs a county treasurer to post on their website all annual and monthly reports within five days of submission to the county board of supervisors.

Effective: September 29, 2021

Click here for bill history.

HB 2470 (Chapter 360): buffalo soldiers memorial; extension

Extends the repeal date for the Buffalo Soldiers memorial to October 1, 2025.

Effective: September 29, 2021

Click here for bill history.

HB 2569 (Chapter 199): elections; private funding; prohibition

Prohibits the state or other public body from expending or receiving private monies to conduct elections.

Effective: September 29, 2021

Click here for bill history.

HB 2570 (Chapter 367): licenses; pandemics; revocation prohibition

Prohibits a state agency, municipality or county from revoking any license that is held by a business or used to operate a business for not complying with a state of emergency order, unless certain requirements are met. Requires the Department of Liquor Licenses and Control to refund a payor of any amount collected above \$500 for a violation of an executive order proclaimed on March 11, 2020 within 10 business days.

Effective: September 29, 2021

HB 2696 (Chapter 224): government assistance; point of contact

Directs a city, town or state agency to provide contact information to an authorized employee who is able to provide information about specified communications to assist members of the public.

Effective: September 29, 2021

Click here for bill history.

HB 2700 (Chapter 326): county officers; salaries; increase

Increases, beginning January 1, 2025, the salaries for the county attorney, assessor, recorder, sheriff, superintendent of schools, supervisor and treasurer. Modifies, beginning January 1, 2021, the salaries for the clerks of the superior court.

Effective: September 29, 2021.

Click here for bill history.

HB 2759 (Chapter 340): rulemaking; petitions; GRRC

Permits a person to petition the Governor's Regulatory Review Council to request review of an existing agency practice, substantive policy statement, final rule or regulatory licensing requirement that the person alleges meets certain requirements.

Effective: September 29, 2021

Click here for bill history.

HB 2794 (Chapter 380): election deadlines; modifications prohibited

Prohibits an officer or agent of this state from modifying or agreeing to modify any deadline, submittal date, filing date or other election-related date provided in statute, except when prescribed by a court of competent jurisdiction. Classifies this violation as a class 6 felony.

Effective: September 29, 2021

Click here for bill history.

HB 2905/SB 1837 (Chapter 426): early ballots; request required

Forbids a county recorder, city or town clerk or other election officer from delivering or mailing an early ballot to a person who has not requested an early ballot for that election, with certain exceptions. Classifies this violation as a class 5 felony.

Effective: September 29, 2021

Click here for bill history.

HB 2906/SB 1840 (Chapter 427): governance; audits; training

Directs the certified public accountant or auditor to present audit results to certain members in a regular meeting without the use of a consent agenda within 90 days after a statutory audit. Outlines requirements for training of employees of this state, a state agency, city, town, county or political subdivision of this state.

Effective: September 29, 2021

SB 1002 (Chapter 53): early voting envelopes; party affiliation

Prohibits an early ballot return envelope from revealing the voter's political party affiliation.

Effective: September 29, 2021

Click here for bill history.

SB 1003 (Chapter 343): early voting; signature required; notice

Requires a county recorder or elections officer to make reasonable efforts to contact the elector and advise them of the missing signature on their early ballot envelope. Allows the elector to add their signature no later than 7:00 p.m. on election day.

Effective: September 29, 2021

Click here for bill history.

SB 1045 (Chapter 330): defined contribution; health subsidy; disability

Stipulates that a retired participant of a Public Safety Personnel Retirement System Defined Contribution Plan that makes an election relating to a group health benefits plan is eligible for group health benefits as prescribed in statute. Outlines member participation and contributions for the group health benefits plan.

Effective: July 1, 2022 for sections relating to the group health benefits plan otherwise a general effective date of September 29, 2021.

Click here for bill history.

SB 1046 (Chapter 120): member distributions; deferred retirement; transfers

Retroactive to January 1, 2020, makes modifications to the Public Safety Personnel Retirement System Deferred Retirement Option Plan and requires monies to be made immediately available to the member's beneficiary to either withdraw or directly transfer to an eligible retirement plan. Outlines the line of succession if a new beneficiary was not designated before a participant dies and requires all rollovers made to be subject to certain requirements under the Internal Revenue Code.

Effective: September 29, 2021

Click here for bill history.

SB 1051 (Chapter 135): ASRS; employer payments; ineligible contributions

Removes the current requirement for a determination to be made that the Arizona State Retirement System is *legally obligated* to supply certain items related to employer payments and ineligible contributions. Modifies the definition of *unfunded liability*.

Effective: September 29, 2021

SB 1052 (Chapter 238): ASRS; required beginning date; distributions

Specifies that the deferred benefits of a member of the Arizona State Retirement System must not commence later than their required beginning date and modifies the definition of *required* beginning date.

Effective: September 29, 2021

Click <u>here</u> for bill history.

SB 1053/HB 2356 (Chapter 29): ASRS; nonparticipatory employer liability

Repeals statute that requires the Arizona State Retirement System (ASRS) to establish a separate fund for an employer based on certain requirements. Eliminates the ability of a nonparticipating employer to participate in ASRS after their nonparticipation date.

Effective date: September 29, 2021

Click <u>here</u> for bill history.

SB 1054/HB 2139 (Chapter 14): ASRS; self-insurance program

Specifies that income from the Arizona State Retirement System (ASRS) self-insurance program must be used to provide benefits and pay administration costs or premium payments. Stipulates that monies in the program must be used to provide remaining benefits and pay administration costs if a self-insurance program is no longer offered. Directs remaining monies to be returned to the employer if the liabilities of ASRS to provide self-insurance program benefits have been satisfied.

Effective: September 29, 2021

Click here for bill history.

SB 1066 (Chapter 59): state agencies; technology plans; deadline

Modifies the annual deadline for budget units to submit their information technology plans to the Arizona Department of Administration to on or before May 15, rather than September 1.

Effective: September 29, 2021

Click here for bill history.

SB 1104 (Chapter 154): campaign finance; contributions; disclosures; itemization

Requires *in-state* campaign contributions that exceed \$100 to be included in the campaign finance report and adds contributions from out-of-state individuals, including identification of the occupation and employer of the contributor to the campaign finance report.

Effective: September 29, 2021

Click here for bill history.

SB 1105 (Chapter 345): ballot measures; 200-word description

Increases the word count for initiative and referendum ballot measure descriptions to 200 words, rather than 100.

Effective: September 29, 2021

SB 1107 (Chapter 155 E): redistricting; petition signatures; 2022 candidates

An emergency measure that stipulates that the basis for determining the required number of signatures is the number of qualified signers in the elective district, office or precinct that was effective on January 2 of the year of a general election. Outlines what the Secretary of State must accept as a valid filing of a nomination paper and petition. Requires each county board of supervisors to divide the county into supervisorial districts by July 1, 2022.

Effective: March 30, 2021 Click here for bill history.

SB 1115 (Chapter 66): revised uniform law; notarial act

Makes several changes to statute relating to notarial acts and notaries public including stating who has the authority to perform notarial acts. Requires the Secretary of State to adopt rules regarding the performance of notarial acts with respect to electronic records and remotely located people by July 1, 2022.

Effective: July 1, 2022 Click here for bill history.

SB 1298 (Chapter 241 E): fire districts; pension liability; financing

An emergency measure that allows a fire district board to lease, lease-purchase or grant a lien on any or all of its present or future property to pay amounts to the Public Safety Personnel Retirement System and the Arizona Employers' Pension Prefunding Plan and to create reserves to supplement such payments as the fire district board deems necessary.

Effective: April 16, 2021 Click here for bill history.

SB 1299/HB 2526 (Chapter 41): incorporation; urbanized areas

Outlines what petitioners must do prior to obtaining signatures on an incorporation petition. Specifies that the map and petition must be filed simultaneously or within 24 hours of each other. Requires the county board of supervisors (board) to call the election when the map and petition with signatures have been filed with the board.

Effective: September 29, 2021

Click <u>here</u> for bill history.

SB 1336 (Chapter 216 E): NOW: annexation; unincorporated territory; applicability

An emergency measure that stipulates that specified annexation requirements do not apply to annexations that were approved by the selection board established prior to August 25, 2020.

Effective: April 9, 2021 Click <u>here</u> for bill history.

SB 1348 (Chapter 310): ASRS; supplemental employee deferral plans

Permits a supplemental employee deferral plan to be established within the Arizona State Retirement System to provide public employees an opportunity to save additional tax-deferred monies for retirement. Includes the state as an employer that may participate and outlines additional requirements if a supplemental employee deferral plan is used by a participant.

Effective: September 29, 2021

Click <u>here</u> for bill history.

SB 1349 (Chapter 331): procurement; final list; number

Expands the final list of persons or firms for procurement of multiple contracts and the number of interviews to a maximum of 10.

Effective: September 29, 2021

Click here for bill history.

SB 1351 (Chapter 145): fire districts; amendments

Makes numerous changes to statute relating to fire districts and noncontiguous county island fire districts. Outlines procedures for filling a member's vacancy on a fire district board and requires a fire district board to obtain an appraisal of real property by a licensed appraiser for the sale of real property and details requirements. Removes certain public records requirements for a noncontiguous county island fire district.

Effective: September 29, 2021

Click here for bill history.

SB 1409 (Chapter 358): zoning ordinances; property rights; costs

Instructs the legislative body of a municipality to consider the probable impact of the proposed zoning ordinance or text amendment on the cost to construct housing for sale or rent. Specifies that this must be completed before adopting any zoning ordinance or text amendment of general applicability.

Effective: September 29, 2021

Click here for bill history.

SB 1432 (Chapter 284): political signs; removal date

Modifies the time period for the penalty of knowingly altering, defacing or removing any political sign or mailer to end 15 days, rather than 7 days, after the general election or primary election if a candidate does not advance to the general election.

Effective: September 29, 2021

SB 1463 (Chapter 356): DIFI; omnibus

This bill is the conforming legislation to 2019 and 2020 pieces of legislation that established the Department of Insurance and Financial Institutions (DIFI). Makes numerous conforming changes and modifications to the application, assessment and renewal fees for DIFI. Transfers the responsibilities and duties of the superintendent of DIFI to the deputy director.

Effective: Portion relating to the Arizona Automobile Theft Authority contains a retroactive date of July 1, 2020, otherwise a general effective date of September 29, 2021.

Click here for bill history.

SB 1485 (Chapter 359): NOW: early voting list; eligibility

Removes references to the permanent early voting list and renames it as the active early voting list. Requires the county recorder to remove a voter from the active early voting list if the voter fails to vote an early ballot in all elections for two consecutive election cycles and specifies that this does not apply to certain special taxing districts. Outlines the requirements for a notice that must be sent to voters on the active early voting list.

Effective: September 29, 2021

Click here for bill history.

SB 1492 (Chapter 230): election law amendments

Makes several modifications to statute relating to elections including the changing of various deadlines. Prohibits a candidate from including a slogan or promotional word or phrase on their nomination paper for purposes of how the candidate's name will appear on the ballot. Requires the candidates for precinct committeemen to be alphabetical by surname on the ballot and directs the county recorder to establish a ballot replacement center that is centrally located in a district and open from 6:00 a.m. to 7:00 p.m. on election day.

Effective: September 29, 2021

Click here for bill history.

SB 1497 (Chapter 231): ballot measures; proposition 105; disclosure

Requires the Secretary of State to print a Proposition 105 notice immediately below the Legislative Council analysis of an initiative or referendum in a publicity pamphlet. Prescribes the language of the Proposition 105 notice that must appear in the pamphlet.

Effective: September 29, 2021

Click here for bill history.

SB 1530 (Chapter 332): NOW: early ballots; instructions; undeliverable

Requires the officer in charge of preparing ballots at any election to ensure that the early ballot is sent in an envelope that states: *If the addressee does not reside at this address, mark the unopened envelope "return to sender" and deposit it in the United States mail.*

Effective: September 29, 2021

SB 1601 (Chapter 150): municipal ordinances; penalties; notice

Specifies that the governing body of a city or town may not impose a penalty, fine or assessment for a rubbish removal violation until the statutorily required notice has been met and the time to request an appeal has elapsed.

Effective: September 29, 2021

Click here for bill history.

SB 1636 (Chapter 285): legislative drafting requirements; repeal

Retroactive to July 1, 2021, repeals the requirement that a statutorily established program or committee include a termination date.

Effective: July 1, 2021

Click here for bill history.

SB 1645 (Chapter 275): publication of notice

Requires the publication of notices of a public character by the governing body of a city or town to be published in a newspaper that is published and printed either within the city or town or within the county where the city is located with a greater circulation to the residents of the municipality.

Effective: September 29, 2021

Click here for bill history.

SB 1649 (Chapter 251): PSPRS; investment reporting

Requires the Board of Trustees of the Public Safety Personnel Retirement System (PSPRS) to develop a policy regarding routine stress testing of the plans and retirement systems administered by the Board of Trustees. Directs the President of the Senate and the Speaker of the House of Representatives to appoint a legislator or legislative staff member as a member to the PSPRS advisory committee. Conditions the enactment of this legislation relating to local boards and the Board of Trustees on HB 2381, of the Fifty-fifth Legislature First Regular Session, becoming law.

Effective: September 29, 2021

Click here for bill history.

SB 1714 (Chapter 379): campaign expenditures; out-of-state; disclosures

Requires a political action committee that makes an expenditure for an advertisement to include a disclosure that states specified items including *paid for by _____ with ____ % from out-of-state contributors*. Makes specific requirements of the disclosures on advertisements when the advertisement is in various mediums.

Effective: September 29, 2021

SB 1722 (Chapter 221): political signs; condominiums; planned communities

Modifies the time period for when a city, town or county may not deface, alter, cover or remove any political sign to 71 days before a primary election. Allows a homeowners' association to prohibit the display of political signs earlier than 71 days before the day of a primary election and later than 15 days after the day of the general election.

Effective: September 29, 2021

Click here for bill history.

SB 1800 (Chapter 233): Fred Korematsu day; observed.

Establishes January 30 of each year as Fred Korematsu Day of Civil Liberties and the Constitution. Specifies that this day is not a legal holiday.

Effective: September 29, 2021

Click here for bill history.

SB 1802 (Chapter 152): NOW: holiday; code talkers day

Establishes August 14 as National Navajo Code Talkers Day. Specifies that if this holiday falls on a day other than Sunday, the Sunday following August 14 will be observed as the holiday.

Effective: September 29, 2021

Click here for bill history.

SB 1835/2923 (Chapter 388): party representative; resident; violation.

Specifies that a party representative or challenger must be an Arizona resident and registered to vote in this state. Provides a class 6 felony for knowingly impersonating any election board member, election official, challenger, party representative or other poll worker.

Effective: September 29, 2021

Click here for bill history.

SB 1850/HB 2913 (Chapter 401): reviser's technical corrections; 2021

Blends and repeals versions of last year's enacted statutes.

Effective: September 29, 2021